

# Los Angeles County Sheriff's Department

## Supervisor's Report on Use of Force

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### Incident Information

URN: 9 1 1 - 1 3 2 8 3 - 1 3 4 8 - 1 4 5		Date: 7/6/11	Time: 0028 Hours
Location: Pioneer Boulevard & 175th Street	City or Station: Artesia		
Bureau/Station/Facility: Lakewood Station	Admin. Investigation: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>		
Type of Force: Significant Force / Take Down / Control Holds / Freeze +P Spray / Hobble / Suspect Skeletal Fractures			
Deputy Injury: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>		Suspect Injury: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
<input checked="" type="checkbox"/> Call	<input type="checkbox"/> Observation	<input type="checkbox"/> Detail	<input type="checkbox"/> Foot Pursuit <input type="checkbox"/> Vehicle Pursuit
IAB Notified: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		Person Notified: Lt. Alicia Ault	Emp: [REDACTED] IAB Roll Out: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>

### Involved Employee

<b>E 1</b>	Employee # [REDACTED]	Last Name: Brown	First Name: Richard	Middle Name: D.
	Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: W	Unit of Assignment: FOR III / Lakewood Station	Work Assignment (Unit #, Module, etc.): 135T1
	Shift: <input checked="" type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM	<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty	Age: [REDACTED]	Height: 510 Weight: 200
	<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: _____		Coroner Case # _____	Directed Force <input type="checkbox"/> Significant Force <input checked="" type="checkbox"/>

<b>E 2</b>	Employee # [REDACTED]	Last Name: [REDACTED]	First Name: [REDACTED]	Middle Name: [REDACTED]
	Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race: H	Unit of Assignment: FOR III / Lakewood Station	Work Assignment (Unit #, Module, etc.): 134T4
	Shift: <input checked="" type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM	<input checked="" type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty	Age: [REDACTED]	Height: 505 Weight: 180
	<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: _____		Coroner Case # _____	Directed Force <input type="checkbox"/> Significant Force <input type="checkbox"/>

<b>E</b>	Employee # _____	Last Name: _____	First Name: _____	Middle Name: _____
	Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female	Race: _____	Unit of Assignment: _____	Work Assignment (Unit #, Module, etc.): _____
	Shift: <input type="checkbox"/> EM <input type="checkbox"/> Day <input type="checkbox"/> PM	<input type="checkbox"/> Regular Shift <input type="checkbox"/> OT Shift <input type="checkbox"/> Off Duty	Age: _____	Height: _____ Weight: _____
	<input type="checkbox"/> Injured <input type="checkbox"/> Treated <input type="checkbox"/> Admitted Hospital: _____		Coroner Case # _____	Directed Force <input type="checkbox"/> Significant Force <input type="checkbox"/>

### Additional Involved Employees

#### On Duty Supervisor

Emp. # [REDACTED]	Last Name: [REDACTED]	First Name: [REDACTED]	Middle Name: [REDACTED]	Rank: Sgt.	Present: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	Witness to Incident: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
Emp. # [REDACTED]	Last Name: Melikidse	First Name: Michael	Middle Name: G.	Rank: Sgt.	Present: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	Witness to Incident: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>

#### Watch Sergeant

Emp. # [REDACTED]	Last Name: Bishop	First Name: Brian	Middle Name: C.
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#### Watch Commander

Emp. # [REDACTED]	Last Name: Camarillo	First Name: Dana	Middle Name: L.
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Sgt. Dana L. Camarillo		Watch Commander's Signature: _____		Emp #:	Date:
Sgt. Chad Smeltzer		[REDACTED]		Emp #:	Date:
Supervisor Completing Form: (Print Name) Capt. Christy Guyovich		Copy Provided to Employee by: _____		Emp #:	Date:
Unit Commander (Print Name) _____		Unit Commander's Signature: _____		Emp #:	Date:

DISCOVERY-Use Only

FO# _____
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# Supervisor's Report on Use of Force

## SUSPECT INFORMATION

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**S** 1

Suspect Information											
Last Name		Fregoso		First Name		Alejandro		Middle Name		Eduardo	
AKA Last Name				First Name				Middle Name			
Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		Race: H		Street Address:		City:		State & Zip Code:			
Work Phone: Unemployed		Home Phone: Unknown		Age: 56		Height: 508		D.O.B.: 04/06/1955		Weight: 165	
Booking #: 2799388		Primary Charge Code: 69 PC		Secondary Charge Code: 241(C) PC		Criminal History					
EMT in attendance? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		Name:		Unit:		Phone #:					
Hospital Admission? <input checked="" type="checkbox"/>		Rec'd Treatment At: Tri City Regional Medical Center		Coroner Case #:		Mental History				<input checked="" type="checkbox"/>	
By Doctor: Dr. Carlos Dayrit		Address: 21530 S. Pioneer Bl., Hawaiian Gardens, CA 90716		Phone #:		562-860-0401					
Under Influence: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		Substance: Alcohol & Psychological Medication		Mental Illness						<input checked="" type="checkbox"/>	

**S**

Suspect Information											
Last Name				First Name				Middle Name			
AKA Last Name				First Name				Middle Name			
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Street Address:		City:		State & Zip Code:			
Work Phone:		Home Phone:		Age:		Height:		D.O.B.:		Weight:	
Booking #:		Primary Charge Code:		Secondary Charge Code:		Criminal History				<input type="checkbox"/>	
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO		Name:		Unit:		Phone #:					
Hospital Admission? <input type="checkbox"/>		Rec'd Treatment At:		Coroner Case #:		Mental History				<input type="checkbox"/>	
By Doctor:		Address:		Phone #:							
Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO		Substance:		Mental Illness:						<input type="checkbox"/>	

**S**

Suspect Information											
Last Name				First Name				Middle Name			
AKA Last Name				First Name				Middle Name			
Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female		Race:		Street Address:		City:		State & Zip Code:			
Work Phone:		Home Phone:		Age:		Height:		D.O.B.:		Weight:	
Booking #:		Primary Charge Code:		Secondary Charge Code:		Criminal History				<input type="checkbox"/>	
EMT in attendance? <input type="checkbox"/> YES <input type="checkbox"/> NO		Name:		Unit:		Phone #:					
Hospital Admission? <input type="checkbox"/>		Rec'd Treatment At:		Coroner Case #:		Mental History				<input type="checkbox"/>	
By Doctor:		Address:		Phone #:							
Under Influence: <input type="checkbox"/> YES <input type="checkbox"/> NO		Substance:		Mental Illness						<input type="checkbox"/>	

# Supervisor's Report on Use of Force EMPLOYEE / NON-EMPLOYEE INFORMATION

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## Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
	Arreola	Juan	J.
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

## Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address		City	Zip Code	Work Ph. Home Ph.

☐ Additional Witness

9 1 - 1 3 2 8 3 - 1 3 4 8 - 1 - 5

# INVESTIGATIVE NARRATIVE

# COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT

## INVESTIGATIVE SUMMARY

### SIGNIFICANT USE OF FORCE

- TAKEDOWN
- CONTROL HOLDS
- CHEMICAL AGENT - FREEZE +P
- HOBBLE
- SKELETAL FRACTURES TO SUSPECT

UNIT: LAKEWOOD STATION

DATE / TIME OF

INCIDENT: JULY 6, 2011(WEDNESDAY) / 0028 HOURS

LOCATION: PIONEER BOULEVARD & 175<sup>TH</sup> STREET  
ARTESIA

URN: 911-13283-1348-145

IAB #: FO2291548

### SYNOPSIS

On July 6, 2011, at approximately 0028 hours, Deputies Richard Brown and [REDACTED] responded to a Code-3 man down call at Pioneer Boulevard and 175<sup>th</sup> Street in the city of Artesia. Deputy [REDACTED] arrived first and attempted to arouse Suspect Alejandro Fregoso as Deputy Brown arrived. When the Suspect Fregoso awoke, both deputies smelled the strong odor of alcohol emitting from his breath and body and noted his speech was slurred and that he could not stand unassisted. Based on the deputies observations, they determined Suspect Fregoso was intoxicated and could not care for himself. The deputies handcuffed Suspect Fregoso without incident and assisted him to his feet.

The deputies escorted Suspect Fregoso to Deputy [REDACTED]'s patrol car. The deputies attempted to place Suspect Fregoso in the left rear passenger seat. Suspect Fregoso placed his right foot inside the patrol car, but refused to be seated. Deputy Brown began to place pressure on Suspect Fregoso's shoulder to cause him to sit. Suspect

Fregoso responded by pushing his body upward to resist being placed in the patrol car. Suspect Fregoso began yelling and cursing at the deputies saying he did not have to comply with their instructions. Suspect Fregoso then pushed himself forward in an attempt to head butt Deputy [REDACTED]. Deputy [REDACTED] avoided the aggression by stepping to the side. Deputy Brown placed an arm around Suspect Fregoso's upper body and forced him to the ground by performing a takedown maneuver.

Deputy Brown landed on top of Suspect Fregoso as he fell face down onto the roadway surface between the patrol car and the curb. Suspect Fregoso continued to resist by kicking his legs and yelling at the deputies. Deputy Brown deployed an approximate three to five second burst of Freeze +P Oleoresin Capsicum spray, which had no effect on Suspect Fregoso. Deputy [REDACTED] placed a hobble on Suspect Fregoso's legs to restrain his kicking. Suspect Fregoso was restrained until the arrival of Los Angeles County Fire Department personnel, who treated and transported him to Tri-City Medical Center where he was determined to have sustained a fractured jaw, nose and clavicle.

#### **INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY**

**Deputy Richard Brown # [REDACTED]**  
Lakewood Station

Date of employment	10-25-06
Date assigned to patrol	[REDACTED]
Date completed patrol training	[REDACTED]
Date assigned to Lakewood Station	[REDACTED]
Prior shooting incidents	[REDACTED]
Prior founded force incidents	[REDACTED]

**Deputy [REDACTED] # [REDACTED]**  
Lakewood Station

Date of employment	07-14-05
Date assigned to patrol	[REDACTED]
Date completed patrol training	[REDACTED]
Date assigned to Lakewood Station	[REDACTED]
Prior shooting incidents	2
Prior founded force incidents	[REDACTED]



## **SUSPECT INFORMATION**

### **Alejandro Fregoso**

Male, Hispanic, DOB: 04-06-55, Booking #2799388, 5'6", 165 lbs

CII # [REDACTED], MAIN # [REDACTED], FBI # [REDACTED]

## **WITNESSES**

Deputy Juan J. Arreola

## **INJURIES**

Suspect Alejandro Fregoso sustained a fractured right clavicle, a fractured nose, a fractured right jaw, a swollen right wrist and abrasions to his knees and right shoulder.

No Department personnel were injured.

## **PHYSICAL EVIDENCE**

Digital photographs were taken, depicting the scene and injuries to Suspect Fregoso [EXHIBIT F].

## **INVESTIGATORS OBSERVATIONS**

IAB investigators did not respond to the incident location, since the scene was not preserved. Suspect Fregoso's fractures were not discovered until his X-ray results were examined several hours after the incident's occurrence. There were no investigator's observations.

## **WEAPONS USED BY DEPUTY PERSONNEL**

Personal weapons and Freeze +P spray.

## **WEAPON USED BY SUSPECT FREGOSO**

Personal weapons.

## **PROPERTY DAMAGE**

None



## **CRIMINAL INVESTIGATORS AND CHARGES FILED**

Investigators: Detective Matthew D. Hart, Lakewood Station

Charges Filed: Assault on a Peace Officer, 241 (C) PC and Public Intoxication, 647(f) PC.

Case Status: On July 8, 2011, Suspect Fregoso pled nolo contendere to a charge of Assault on a Peace Officer, 241(C) PC was sentenced to thirty-six months summary probation.

## **LIGHTING AND WEATHER CONDITIONS**

The force incident took place during the hours of darkness at approximately 0028 hours. The weather was cool, dry and clear.

## **WITNESS STATEMENTS**

*The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. IAB investigators reviewed the reports authored by the involved deputies and determined they were consistent with their IAB Administrative Force Review interviews.*

### **DEPUTY RICHARD D. BROWN**

*Deputy Richard Brown authored a Incident Report [EXHIBIT A] regarding his actions and observations.*

On August 4, 2011, Deputy Richard D. Brown participated in an IAB Administrative Force Review interview at Lakewood Station. Deputy Brown said he was working uniformed patrol in the city of Hawaiian Gardens on July 6, 2011. He heard an emergent radio call dispatched for a man not breathing at the intersection of Pioneer Boulevard and 175<sup>th</sup> Street. As Deputy Brown responded to the call he heard that Deputy [REDACTED] had arrived and advised to cancel the fire department. As Deputy Brown arrived, he saw Deputy [REDACTED] attempting to wake a male, later identified as Suspect Alejandro Fregoso, laying partially on the sidewalk and grass.

Deputy Brown said as Suspect Fregoso awoke, he yelled profanities at the deputies and told them to leave him alone. Deputy Brown smelled the strong odor of alcohol

emanating from Suspect Fregoso. Suspect Fregoso also slurred his words and appeared unable to care for himself. Deputy Brown determined Suspect Fregoso would be detained for a public intoxication investigation. Deputy Brown said Deputy [REDACTED] handcuffed Suspect Fregoso and the two deputies assisted Suspect Fregoso to stand. The deputies escorted Suspect Fregoso to Deputy [REDACTED]'s patrol car, which was parked on Pioneer Boulevard facing north next to the west curb. He said Suspect Fregoso could not walk unassisted and he was to be placed in the left rear seat of Deputy [REDACTED]'s car. Once the left rear door was opened, Suspect Fregoso placed his right foot inside the patrol car and his left foot remained on the roadway surface. Suspect Fregoso refused to sit in the patrol car and pushed up with his body as Deputy Brown pushed downward on Suspect Fregoso's head and shoulders. Deputy Brown said Suspect Fregoso used profanity and focused his attention on Deputy [REDACTED] calling him a Mexican cop and telling the deputies he hated Mexican cops.

Deputy Brown said he made several attempts to push and coax Suspect Fregoso into the patrol car. Deputy Brown said he was positioned behind Suspect Fregoso and Deputy [REDACTED] stood to his and Suspect Fregoso's left. Suddenly, Suspect Fregoso pushed his body upward and aimed his head toward Deputy [REDACTED] in an attempt to strike him. Deputy Brown responded by wrapping his left arm around Suspect Fregoso's upper body and then he forced Suspect Fregoso to the ground, performing a takedown maneuver. Deputy Brown said Suspect Fregoso fell in a chest first manner and apparently struck his head in the gutter area of the roadway next to the curb. Deputy Brown's full body weight landed on top of Suspect Fregoso. Once Suspect Fregoso was on the ground Deputy Brown saw that his nose was bleeding. He said Suspect Fregoso's behavior became more combative and he began kicking his legs toward Deputy [REDACTED]. Deputy Brown sprayed Suspect Fregoso in the facial area with his Freeze +P Oleoresin Capsicum spray in a three to five second burst.

Deputy Brown said he saw Deputy [REDACTED] place a hobble restraint device on Suspect Fregoso's legs to stop him from kicking. Once Suspect Fregoso's legs were hobbled, Suspect Fregoso stopped his combative behavior. Deputy Brown placed Suspect Fregoso on his right side near the curb and awaited the arrival of fire department personnel. Deputy Brown said he was unsure at what point Deputy Arreola arrived at the incident. He said Deputy Arreola used his radio and requested the fire department and a field sergeant to respond to the scene. Deputy Brown reported his use of force to Field Sergeant [REDACTED] at the incident scene.

#### **DEPUTY [REDACTED]**

*Deputy [REDACTED] authored a Supplemental Report [EXHIBIT B] regarding his actions and observations. During Deputy [REDACTED]'s IAB interview, a map [EXHIBIT D] was used for clarification.*

On August 3, 2011, Deputy [REDACTED] participated in an IAB Administrative Force Review interview at Lakewood Station. Deputy [REDACTED] said on July 6, 2011, he responded to the intersection of Pioneer Boulevard and 175<sup>th</sup> Street regarding an emergent call of a man down while working uniformed patrol. Deputy [REDACTED] was the first Sheriff's Department unit to arrive at the scene. As Deputy [REDACTED] arrived he discovered a male adult, later identified as Suspect Alejandro Fregoso laying on a grass area on the southwest corner of the intersection.

Deputy [REDACTED] woke Suspect Fregoso. While doing so, Deputy [REDACTED] smelled the odor of alcohol emanating from Suspect Fregoso. Deputy Richard Brown arrived as he sat Suspect Fregoso up and handcuffed him related to a public intoxication violation. Additionally, a fire department engine arrived but the deputies waved the fire personnel off, since Suspect Fregoso did not need medical attention. The fire department personnel then left the scene. Deputy Brown and [REDACTED] assisted Suspect Fregoso to his feet and escorted Suspect Fregoso to the Deputy [REDACTED]'s patrol car, which was parked facing north on Pioneer Boulevard in the southbound lanes along the west curb.

Once the left rear patrol car door was opened, Suspect Fregoso was instructed to sit in the back seat of the patrol car. Suspect Fregoso's behavior became belligerent and uncooperative. Suspect Fregoso told the deputies he had relatives in law enforcement and he used profanity at the deputies. Suspect Fregoso had his right foot inside the patrol car and his left foot was on the roadway surface. Suspect Fregoso said he would not get in the patrol car. Deputy [REDACTED] said as he and Deputy Brown attempted to push Suspect Fregoso into the car, he would push back, so that he could not be placed inside the patrol car. Deputy [REDACTED] said he warned Suspect Fregoso that if he did not comply, he would be sprayed with O.C. spray.

Suspect Fregoso suddenly pushed upward using his feet and thrust himself toward Deputy [REDACTED]. Deputy [REDACTED] said it appeared Suspect Fregoso intended to use his head to strike him. Deputy [REDACTED] responded by leaning away from Suspect Fregoso.

Deputy Brown stood behind Suspect Fregoso placed his arm around Suspect Fregoso's upper body and forced him to the ground. Suspect Fregoso fell face first and Deputy Brown landed on top of him. Once Suspect Fregoso was on the ground he began to kick his legs in an attempt to break free from Deputy Brown. Deputy Brown sprayed a two second burst of O.C. spray at Suspect Fregoso's face. Deputy [REDACTED] placed himself on top of Suspect Fregoso's legs, crossed his ankles and place a hobble on his legs above his ankles. Deputy [REDACTED] said once Suspect Fregoso had been sprayed and hobbled, he stopped resisting.

Deputy [REDACTED] said he removed the hobble approximately ten minutes later as Suspect Fregoso received medical attention from fire department personnel when they responded a second time. Suspect Fregoso said his nose was broken and Deputy [REDACTED] saw a one and a half inch laceration on his nose.

Deputy [REDACTED] said Deputy Juan Arreola arrived after Suspect Fregoso was handcuffed, but did not use force against Suspect Fregoso. Deputy [REDACTED] said there no additional witnesses were located. Deputy [REDACTED] reported his actions to Field Sergeant [REDACTED] at the scene.

#### **WITNESS DEPUTY JUAN J. ARREOLA**

*Deputy Juan Arreola authored a Supplemental Report [EXHIBIT C] regarding his actions and observations.*

On August 4, 2011, Deputy Juan Arreola participated in an IAB Administrative Force Review interview at Lakewood Station. Deputy Arreola said on July 6, 2011, he was working uniformed patrol in Hawaiian Gardens when he responded to the city of Artesia to assist with a person not breathing call. As Deputy Arreola arrived at the call, he saw Suspect Alejandro Fregoso was handcuffed and Deputies Richard Brown and [REDACTED] were escorting him to a patrol car. Deputy Arreola said the patrol car that Suspect Fregoso was escorted to was located on Pioneer Boulevard facing north near the west side of the street.

Deputy Arreola said Deputies Brown and [REDACTED] attempted to place Suspect Fregoso inside the left rear door of the patrol car. As he walked toward the deputies and Suspect Fregoso, he saw Suspect Fregoso refused to enter the patrol car. Deputy Arreola was approximately twenty feet from Deputies Brown, [REDACTED] and Suspect Fregoso. Deputy Arreola saw Deputy Brown stood to the left of Suspect Fregoso as Suspect Fregoso lunged head first toward Deputy [REDACTED]. Deputy [REDACTED] backed away from Suspect Fregoso to avoid being struck. Deputy Brown appeared to have a hold of Suspect Fregoso and then forced him to the ground.

Deputy Arreola said Suspect Fregoso landed face down on the ground. Once on the ground, Suspect Fregoso kicked his legs making it difficult to control him. Deputy Brown sprayed a burst of O.C. spray at Suspect Fregoso's face as he continued kicking his legs. Deputy [REDACTED] placed a hobble on Suspect Fregoso's legs, which ceased Suspect Fregoso's kicking. Deputy Arreola said he requested rescue to respond to the location to treat Suspect Fregoso. He said he did not request back-up or assistance since Suspect Fregoso was already handcuffed.

Deputy Arreola saw Suspect Fregoso had a laceration on his nose and he was not aware of any other injuries he sustained. Deputy Arreola reported his observations to Field Sergeant [REDACTED] at the incident scene.

## **SUSPECT ALEJANDRO FREGOSO**

### **Field Sergeant Interview**

On July 6, 2011, Field Sergeant [REDACTED] # [REDACTED] conducted a digitally video recorded interview [EXHIBIT E] with Suspect Alejandro Fregoso at Tri-City Medical Center. Suspect Fregoso said he had been drinking beer and he fell asleep at what he thought was a park. Suspect Fregoso said the deputies scared him when he was awoken. He became irritated and questioned the deputies regarding the whereabouts of his cellular phone because he believed the deputies had kicked it away.

Suspect Fregoso said he was inebriated, but remembered being shoved in the patrol car, but he could not recall if he attempted to step out of the car. Suspect Fregoso said he gave the deputies a hard time and told them, "To go where the fuck they should go". Suspect Fregoso claimed a deputy hit him in the nose with his fist. He claimed he was dazed after being hit, but was struck a second time. Suspect Fregoso could not provide any specific details regarding his encounter with the deputies.

Suspect Fregoso said he had seen a psychiatrist earlier in the day prior to his encounter with the deputies. He was diagnosed as bipolar in 1999 and last took his medication the previous day. Suspect Fregoso said he has attempted suicide and had been in mental hospitals on several occasions.

### **IAB Interview**

On July 6, 2011, an IAB investigator interviewed Suspect Alejandro Fregoso at the Lakewood Station Jail. Suspect Fregoso said he left the Rio Hondo Mental Health Clinic at approximately 1:00 PM. He drank three 24 ounce Earthquake beers which contain twelve percent alcohol. Suspect Fregoso said he is bipolar and that he most likely mixed his Seroquel medication with the beer, causing him to black out. Suspect Fregoso said he did not take any other kind narcotics.

Suspect Fregoso said he recalled waiting for a Metro bus on Pioneer Boulevard to take him home to his aunt's house in El Sereno. He guessed he gave emergency personnel a hard time and the Sheriff's Department responded and pepper sprayed him. Suspect Fregoso said he could not recall if he had been involved in an altercation with anyone other than the deputies. He recalled falling to the ground, landing on his face and

almost knocking himself out.

Suspect Fregoso said he could not recall any details about falling or if he was handcuffed at the time. He said he recalled being pepper sprayed and that deputies may have sat on him to subdue him, so he would not be a danger to the deputies or himself.

Suspect Fregoso said he felt like his nose had been broken, he had a swollen right wrist, he felt pain and had an abrasion to his right shoulder.

#### **ADDITIONAL INFORMATION**

Photographs [EXHIBIT H] of Suspect Fregoso and the incident scene were printed from the disc containing digital photographs [EXHIBIT F] taken by Lakewood Field Sergeant [REDACTED] and IAB personnel.